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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/074,694	02/12/2002	C. Ronald Kahn	10276-017002 / JDP-031 Co

LOUIS MYERS
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CONFIRMATION NO. 1080

FORMALITIES LETTER



OC000000008610651

Date Mailed: 08/12/2002

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A request to transfer the computer readable form from another application on file at the U.S. Patent and Trademark Office has been submitted as permitted by 37 C.F.R. 1.821(e). However, the request cannot be complied with since there is no compliant CRF present at the United States Patent and Trademark Office. Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
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*A copy of this notice **MUST** be returned with the reply.*



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PART 2 - COPY TO BE RETURNED WITH RESPONSE



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Attorney's Docket No. 10276-017002 / JDP-031 Con

0360

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Kahn et al. Art Unit : Unknown
Serial No. : 10/074,694 Examiner : Unknown
Filed : February 12, 2002
Title : MODULATING THE RAD-NM23 INTERACTION

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT
APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND /OR AMINO ACID
SEQUENCE DISCLOSURES

In response to the Notice to Comply With Requirements For Patent Applications
Containing Nucleotide Sequence and /or Amino Acid Sequence Disclosures (the Notice to
Comply, copy enclosed), Applicants submit the following comments.

The Notice to Comply states that "A request to transfer the computer readable form from
another application on file at the U.S. Patent and Trademark Office has been submitted. . .
However, the request cannot be complied with since there is no compliant CRF present."
However, Applicants note that no request to transfer the computer readable form from another
application has been filed in the present application because there are no sequence disclosures
encompassed by the rules under 37 CFR §1.821-1.825 in this application or its parent, as stated
previously in the response to notice to file missing parts filed on June 10, 2002. Therefore, a
sequence listing and CRF is not required in the present application.

The Notice to Comply also includes a copy of the information disclosure statement (IDS)
filed on May 28, 2002, with the notation that "Parent SN 09/053,967 does not have a valid
CRF." However, Applicants note that an IDS has nothing to do with the rules for sequence

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being
deposited with the United States Postal Service as first class mail with
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September 5, 2002
Date of Deposit

Maria Reen
Signature

Maria Reen
Typed or Printed Name of Person Signing Certificate

Applicant : Kahn et al.
Serial No. : 10/074,694
Filed : February 12, 2002
Page : 2

Attorney's Docket 10276-017002 / JDP-031 Con

disclosures. Accordingly, Applicants do not understand the basis for the Notice to Comply or why a copy of the IDS was enclosed with the Notice to Comply.

In light of the foregoing, Applicants respectfully request clarification, or that the Notice to Comply be withdrawn. Please apply any charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: September 5, 2002

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